

Docket No.: 050212-0730



IAP12 Rec'd PCT/PTO 06 JUL 2007
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 20277
Yoshiki NISHIBAYASHI, et al.	:	Confirmation Number: Not Yet Assigned
Application No.: 10/594,718	:	Group Art Unit: Not Yet Assigned
Filed: September 29, 2006	:	Examiner: Not Yet Assigned
For: METHOD FOR FORMING CARBONACEOUS MATERIAL PROTRUSION AND CARBONACEOUS MATERIAL PROTRUSION		

REQUEST FOR OFFICIAL FILING RECEIPT

Mail Stop OFR
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-referenced patent application was filed in the U.S. Patent and Trademark Office on September 29, 2006 as evidenced by the attached copies of the return receipt postcard and Transmittal Letter. To date, the undersigned has not received an Official Filing Receipt regarding this application.

It is respectfully requested that the undersigned be furnished with an Official Filing Receipt as soon as possible.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

A handwritten signature in black ink, appearing to read "Brian K. Seidleck".

Brian K. Seidleck
Registration No. 51,321

600 13th Street, N.W.
Washington, DC 20005-3096
Phone: 202.756.8000 BKS:JGH
Facsimile: 202.756.8087
Date: July 6, 2007

**Please recognize our Customer No. 20277
as our correspondence address.**

Agent:

Applicant:

Yoshiki NISHIBAYASHI, et al.

Docket No. 050212-0730

Serial No.

104594718
Not Yet Assigned

Title:

METHOD FOR FORMING CARBONACEOUS MATERIAL PROTRUSION AND CARBONACEOUS MATERIAL PROTRUSION

Patent No.

Date Sent:

9/29/2006

Cert. of Mailing

1st Class Mail

Express Mail No.

☒ Transmittal Letter

New Patent App

Utility

Design

Cont.

CIP

Div.

PCT

RCE

Prov

Other:

29 pages of Specification

2 pages of Claims

1 pages of Abstract

13 pages of Formal/Informal Drawings

Small Entity

Large Entity

Declaration/Power of Attorney

Recordation of Assignment/Security Agreement

Information Disclosure Statement

1 Form PTO 1449

23 References attached

☒ Preliminary Amendment

☐ Response to Missing Parts Notice

☐ Resp. to Notice to Correct App. Papers

☐ Certified Copy of Priority Doc.

☐ Claim for Convention Priority

☐ Response/Amendment to Office Action of

☐ Request for month Extension of Time

Charge Deposit Acct.

500417

\$ 1230.00

Atty Init.

GZR

Tkpr. #

4234

Secy. or PL:

SNourse

Check for

\$

CMS Descrip.:

1-300.00 31-400.00 32-200.00

3-200.00 5-130.00

EARLY SERIAL NUMBER

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.



IAP6 Rec'd PCT/PTO 29 SEP 2006

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

050212-0730

U.S. APPLIC. NO. (if known, see 37 CFR 1.5)
Not Yet AssignedINTERNATIONAL APPLICATION NO
PCT/JP2005/005408INTERNATIONAL FILING DATE
March 24, 2005PRIORITY DATE CLAIMED
March 29, 2004

TITLE OF INVENTION

METHOD FOR FORMING CARBONACEOUS MATERIAL PROTRUSION AND CARBONACEOUS MATERIAL PROTRUSION

APPLICANTS FOR DO/EO/US

Yoshiki NISHIBAYASHI, Tomihito MIYAZAKI, Tetsuya HATTORI, Takahiro IMAI

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not transmitted by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendment has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English translation of the International Application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information.
 - 1) Front Page of the International Application
 - 2) PCT/IB/304
 - 3) PCT/IB/308
 - 4) International Search Report

U.S. APPLIC. NO. (if known, see 37 CFR 1.50) Not Yet Assigned		INTERNATIONAL APPLICATION NO. PCT/JP2005/005408		ATTORNEY'S DOCKET NUMBER 050212-0730	
				CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> The following fees are submitted:					
<input checked="" type="checkbox"/> Basic National Stage Fee		\$300	\$300		
22. <input checked="" type="checkbox"/> Examination Fee					
If the written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)				\$0	
All other situations				\$200	
23. <input checked="" type="checkbox"/> Search Fee (37CFR 1.492(b))					
If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)				\$0	
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority				\$100	
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB				\$400	
All other situations				\$500	
TOTAL OF 21, 22 and 23 =				\$900	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				\$	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction Thereof (round up to a whole number)	RATE		
-100	/50=		X\$250	\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$130	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	-20 =		x \$50.00	\$	
Independent Claims	4-3 =	1	x \$200.00	\$200	
Multiple dependent claim(s) (if applicable)			+ \$360.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$330	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.				\$	
SUBTOTAL =				\$1230	
Processing fee of \$130.00 for furnishing the English translation later than the 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+	\$
TOTAL NATIONAL FEE =					
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	\$
TOTAL FEES ENCLOSED =				\$1230	
				Amount to be refunded	\$
				Amount to be charged	\$1230

- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 500417 in the amount of \$ 1230 to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 500417. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Customer Number 20277

Telephone: 202.756.8000

Facsimile: 202.756.8087

SIGNATURE

Gene Z. Robinson

NAME

33,351

REGISTRATION NUMBER